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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/883,605	06/16/2001	Shih-I Yu	1018AAB	1326

7590 03/30/2005

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EXAMINER

GART, MATTHEW S

ART UNIT	PAPER NUMBER
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3625

DATE MAILED: 03/30/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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09/883605

EXAMINER

ART UNIT

PAPER

20050314

DATE MAILED:

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Commissioner for Patents

The amendment deposited on 12/20/2004 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03).

Newly presented claims 13-16 are not readable on the originally presented invention (now cancelled claims 1-12, elected by original presentation).

The newly presented claims (13-16) recite a method for marketing houses to be auctioned comprising obtaining the auction conditions from courts. The claims elected by original presentation (1-12) recited a method for marketing real estate.

The elected claims and the newly presented claims would have been held as having been related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case, invention II has separate utility such as obtaining the auction conditions of the house from courts. See MPEP § 806.05(d).

Because these inventions were distinct for the reasons given above and the search that was required for Group I was not required for Group II, restriction for examination purposes as indicated is proper.

Since the above-mentioned amendment appear to be a bona fide attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIODS UNDER 37 CFR 1.136 (a) ARE AVAILABLE.

Conclusion

Any inquiry concerning this communication should be directed to Matthew Gart whose telephone number is 703-305-5355. This examiner can normally be reached Monday-Friday, 8:30AM-5:30PM EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ms. Wynn Coggins can be reached on 703-308-1344. The fax phone numbers for the organization where this application or proceeding is assigned are 703-746-7239 for regular communications and 703-746-7238 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-305-3900.

MSG
Patent Examiner
April 2, 2003

Matthew Gart
Patent Examiner